IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.5584 OF 2005
IN
CRIMINAL APPEAL NO.812 OF 2005

Devinder Kumar Choudhary ..Applicant

Vs.

State of Maharashtra & Anr. ..Respondents

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Mr.Akhilesh Upadhyay Advocate for Applicant
Mr.V.B.Konde-Deshmukh A.P.P. for the State
Mr.Ezaz Khan for Central Bureau of Investigation i.e. respondent no.2

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : OCTOBER 10, 2005

P.C.

1. Heard the learned advocate for the applicant-original accused, the learned A.P.P. for the State and the learned advocate for the Central Bureau of Investigation.

2. The applicant is seeking bail. The applicant has been convicted under Section 120-B r.w. 420 of IPC and sentenced to imprisonment of three years.

3. The applicant is seeking bail on the ground that he has undergone more than half of the period of imprisonment imposed on him. Beside the present case, the applicant has clean record. Admittedly, the applicant has undergone more than half of the period of imprisonment. The appeal of the applicant is not likely to be heard in the near future. In this view of the matter, I am inclined to grant bail to the applicant.

4. The applicant-Devinder Kumar Choudhary to be released on bail in the sum of Rs.12,000/- with one or two sureties to make up that amount. The sureties shall be local sureties. The applicant shall attend the office of the Central Bureau of Investigation at Tanna House, Colaba Mumbai, once in two months during the pendency of the appeal.

5. Application is disposed of.

[V.K.TAHILRAMANI,J.]